

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

FINJAN SOFTWARE, LTD., an Israel corporation,

Plaintiff,

Civil Action No. 06-369-GMS

V.

SECURE COMPUTING CORPORATION, a Delaware corporation; CYBERGUARD CORPORATION, a Delaware corporation, WEBWASHER AG, a German corporation and DOES 1 THROUGH 100,

Defendants.

**FINJAN'S POST-TRIAL MOTION FOR INVALIDITY OF U.S. PATENT
NO. 7,185,361**

Finjan Software Ltd. and Finjan Software, Inc. (collectively “Finjan”) hereby requests the Court grant a judgment of invalidity of U.S. Patent No. 7,185,361 (“the ‘361 Patent”) as a matter of law. Under Federal Rule of Civil Procedure 50(b), a court should grant a renewed motion for judgment as a matter of law and overturn the jury verdict when there was no legally sufficient basis for a reasonably jury to find for the nonmoving party on an issue. The jury verdict of validity of the ‘361 patent lacks evidentiary support. Finjan presented conclusive evidence that the ‘361 Patent is both anticipated and made obvious by the “Check Point Firewall-1 Architecture and Administration Version 4.0” reference under 35 U.S.C. § 102 and § 103, and therefore is invalid. Secure Computing presented no rebuttal to this conclusive evidence.

Therefore, for the foregoing reasons and those that will be set forth in Finjan's briefs to be submitted in accordance with the stipulated briefing schedule, Finjan respectfully requests that the Court grant its Motion.

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Dated: March 27, 2008
857456

By: /s/ Philip A. Rovner

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CERTIFICATE OF SERVICE

I, Philip A. Rovner, hereby certify that on March 27, 2008, the within document was filed with the Clerk of the Court using CM/ECF which will send notification of such filing(s) to the following; that the document was served on the following counsel as indicated; and that the document is available for viewing and downloading from CM/ECF.

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I hereby certify that on March 27, 2008 I have sent by E-mail the foregoing document to the following non-registered participants:

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